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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/996,517	11/28/2001	Masao Ochi	4277	3531
21553	7590	02/05/2004	EXAMINER	
FASSE PATENT ATTORNEYS, P.A.			SAVAGE, MATTHEW O	
P.O. BOX 726			ART UNIT	
HAMPDEN, ME 04444-0726			PAPER NUMBER	
			1723	

DATE MAILED: 02/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

AS

Office Action Summary	Application No. 09/996,517	Applicant(s) OCHI ET AL.	
	Examiner Matthew O Savage	Art Unit 1723	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 August 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 7-13 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 7-13 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Applicant's election of species 1 in the response filed on 8-11-03 is acknowledged. Because applicant did not distinctly and specifically point out the supposed errors in the restriction requirement, the election has been treated as an election without traverse (MPEP § 818.03(a)).

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 7-12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Schiavo et al in view of Kosar.

With respect to claim 7, Schiavo et al disclose a filtration apparatus (see FIG. 1) including a housing head 30 having an inlet 32 and an outlet 34, a housing bowl 50 detachably attached to the housing head and surrounding a filter cartridge 30 to define a channel wall, and clamping means 60 exerting force to press the housing head and housing bowl against each other to clamp the housing head and housing bowl together, a releasable clamping device 60 that exerts a force to press the housing head and bowl against each other to clamp the housing head and bowl together, the housing head having a ring shaped first sealing portion 56 facing the housing bowl (see FIG. 4), the housing bowl having a ring shaped second portion 36 that abuts directly against the first

sealing portion when the clamping device exerts the force to press the housing head and bowl against each other. Schiavo et al fail to specify the details of one of the first and second sealing portions as being a protrusion and the other of the sealing portions a recess. Kosar discloses first and second sealing portions (see FIG. 12) including a protrusion 1e and recess 5i, with respect to an axial section along a central axis line of the housing head 5 and bowl 1, the protrusion having a radially inner arcuate curved protrusion surface and a radially outer arcuate curved protrusion surface, the recess being bounded by a radially inner recess wall portion and a radially outer recess wall portion, the radially inner arcuate curved protrusion surface pressing against the radially inner recess wall portion to form a first inner circular seal, and the radially outer arcuate curved protrusion surface presses against the radially outer recess wall portion to form a second outer circular seal. Kosar suggests that such a sealing configuration is simple in construction (see lines 53-57 of col. 1). It would have been obvious to have modified the apparatus of Schiavo et al so as to have included the sealing arrangement as suggested by Kosar in order to simplify construction of the filter by eliminating the need for additional o-ring seals.

Concerning claims 8-10, Kosar discloses the radially inner and outer arcuate curved protrusion surfaces and recess wall portions as being portions of an overall semi circular curved sectional shape of the protrusion with respect to the axial section (see FIG. 12).

As to claim 11, Kosar eliminates the need for any o-ring seals between the head and bowl.

As to claim 12, Kosar discloses the recess and protrusion being pressed against each other such that the recess as being pressed against each other, the recess being capable of being increased in width elastically and having resilience allowing the recess to cooperate with the protrusion to provide the seals (see lines 34-41 of col. 1).

Claim 13 is rejected under 35 U.S.C. 103(a) as being unpatentable over Schiavo et al in view of Kosar as applied to claim 1 above, and further in view of Ashelin et al.

Concerning claim 13, Schiavo et al disclose the housing head and housing bowl as being formed of a fluoro-resin (e.g., TEFLON, see lines 25-28 of col. 3), but fails to specify the filter cartridge as being formed of a fluoro-resin. Ashelin et al disclose a filter cartridge formed of a fluoro-resin (see lines 21-42 of col. 4) and suggests that such a filter is suitable use in the electronics industry (see lines 13-17 of col. 1). It would have been obvious to have modified the combination suggested by Schiavo et al and Wepler so as to have included a filter cartridge formed of a fluoro-resin as suggested by Ashelin et al in order to provide a filter assembly suitable for use in the electronics industry.


Applicant's arguments with respect to claim 7-13 have been considered but are moot in view of the new ground(s) of rejection.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew O Savage whose telephone number is (571) 272-1146. The examiner can normally be reached on Monday-Friday, 6:00am-2:30pm.

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Matthew O Savage
Primary Examiner
Art Unit 1723

mos
February 2, 2004